IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

TUESDAY, THE 12TH JUNE 2007 / 22ND JYAISHTA 1929

WP(C).No. 16489 of 2006(K)

PETITIONER:

P.SETHUMADHAVAN, METER READER,
P.H.SECTION, KERALA WATER AUTHORITY,
PERINTHALMANNA.

BY ADV. SRI.P.SANTHOSH KUMAR (PANAMPALLI NAGAR)

RESPONDENTS:

1. THE MANAGING DIRECTOR,
KERALA WATER AUTHORITY, `JALA BHAVAN',
VELLAYAMBALAM, THIRUVANANTHAPURAM.

2. THE CHIEF ENGINEER,
NORTHERN REGION, KERALA WATER AUTHORITY,
KOZHIKODE.

3. THE ASSISTANT EXECUTIVE ENGINEER,
P.H.SUB DIVISION, KERALA WATER AUTHORITY,
PALAKKAD.

4. THE ASSISTANT ENGINEER,
P.H.SUB DIVISION, KERALA WATER AUTHORITY,
PERINTHALMANNA.

5. K.P.AMEER HASSAN, METER READER,
KERALA WATER AUTHORITY, P.H.SECTION,
PALAKKAD.

BY ADVS. SRI.M.K.CHANDRA MOHANDAS --R5
SRI.C.UNNIKRISHNAN, SC, KWA

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 12/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 16489/2006 K

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE PROCEEDINGS OF THE CHIEF ENGINEER, KWA DT. 22/6/2006.

True copy

tga

K.BALAKRISHNAN NAIR, J.

W.P.(C) No.16489 of 2006-K

Dated this the 12th day of June, 2007.

J U D G M E N T

The petitioner challenges Ext.P1 order by which he has been transferred out to Palakkad and in his place the 5th respondent has been accommodated. According to him, he has been harassed by the transfer because of his membership in a particular trade union. The 5th respondent belongs to a rival trade union. So, the petitioner submits, the transfer is vitiated by malafides. The learned Standing Counsel for the Water Authority, upon instruction, submitted that the petitioner has completed his normal tenure of 3 years at Perinthalmanna. Therefore, he was transferred.

2. The petitioner may file a representation before the second respondent claiming suitable posting. In that event, the second respondent will consider and pass orders on the representation, in accordance with law, within one month from the date of receipt of it.

Writ Petition is disposed of as above.

K.BALAKRISHNAN NAIR,
JUDGE.

MS